Assembly may wish to consider specifically the following provisions.

It is unclear whether the second clause of former § 28A(a)(4) was intended to act as a limitation on the records to be kept. The former clause refers to the types of records "which may be required of the private health or social welfare organizations or individuals as a condition of receiving State funds". However, there is no substantive requirement to keep any records as a condition of receiving State funds.

The General Assembly also may wish to consider the inconsistent use of the words "private" and "voluntary" to modify the references to "health or social welfare organization[s]".

The General Assembly also may wish to consider comparing the mandatory recordkeeping requirement for a Maryland resident or organization under former Art. 19, § 28A(c)(1) with the discretionary recordkeeping requirement for a nonresident or an organization that is not incorporated in this State as provided in former § 28A(c)(2). It is unclear on what factors the General Assembly intended to base these recordkeeping requirements.

Finally, the General Assembly also may wish to consider whether former § 28A(d), now revised as subsection (e) of this section, adds anything to the requirement that financial records be kept in accordance with uniform accounting standards as provided under former § 28A(b)(1) and (c)(1) and (2), now revised as subsections (c)(2) and (3) and (d) of this section.

7-404. REVIEW OF ACCOUNT OF PROVIDERS OF CARE.

(A) DEFINITIONS.

(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "DEPARTMENT" MEANS A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT.

(3) "INDEPENDENT UNIT" MEANS A UNIT OF THE STATE GOVERNMENT THAT IS NOT IN A DEPARTMENT.

(B) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO:

(1) A PRIVATE PROVIDER WHO PROVIDES CARE FOR 4 OR FEWER INDIVIDUALS;